

Serial: 193630

IN THE SUPREME COURT OF MISSISSIPPI

No. 89-R-99001-SCT

*IN RE: THE RULES OF CIVIL PROCEDURE*

**ORDER**

This matter is before the Court en banc on the Court's own motion. After due consideration, we find that the amendment to Rule 3(c) of the Mississippi Rules of Civil Procedure set forth in Exhibit "A" will promote the fair and efficient administration of justice.

IT IS THEREFORE ORDERED that Rule 3(c) of the Mississippi Rules of Civil Procedure is amended as set forth in Exhibit "A." The amendment is effective upon the entry of this order.

IT IS FURTHER ORDERED that the Clerk of this Court shall spread this order upon the minutes of the Court and shall forward a true certified copy to West Publishing Company for publication as soon as practical in the advance sheets of *Southern Reporter, Third Series (Mississippi Edition)* and in the next edition of *Mississippi Rules of Court*.

SO ORDERED, this the 22<sup>nd</sup> day of September, 2014.

/s/ Jess H. Dickinson

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JESS H. DICKINSON,  
PRESIDING JUSTICE  
FOR THE COURT

ALL JUSTICES AGREE.

EXHIBIT "A"

**RULE 3. COMMENCEMENT OF ACTION**

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**(c) Proceeding In Forma Pauperis.** A party may proceed in forma pauperis in accordance with sections 11-53-17 and 11-53-19 of the Mississippi Code Annotated. ~~If a pauper's affidavit is filed in the action the costs deposit and security for costs may be waived.~~ The court may, however, on the motion of any party, on the motion of the clerk of the court, or on its own initiative, examine the affiant as to the facts and circumstances of his pauperism.

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